

HOUSE BILL 178

By Casada

AN ACT to amend Tennessee Code Annotated, Title 24.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 24-9-101, is amended by deleting the section in its entirety and by substituting instead the following:

Section 24-9-101. Deponents exempt from subpoena to trial but subject to subpoena to a deposition are:

- (1) An officer of the United States;
- (2) An officer of this state;
- (3) An officer of any court or municipality within the state;
- (4) The clerk of any court of record other than that in which the suit is pending;
- (5) A member of the general assembly while in session, or clerk or officer thereof;
- (6) A practicing physician, psychologist, senior psychological examiner, chiropractor, dentist, optometrist or attorney;
- (7) A jailer or keeper of a public prison in any county other than that in which the suit is pending; and
- (8) A custodian of medical records, if such custodian files a copy of the applicable records and an affidavit with the court and follows the procedures provided in title 68, chapter 11, part 4, for the production of hospital records pursuant to a subpoena duces tecum.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.